



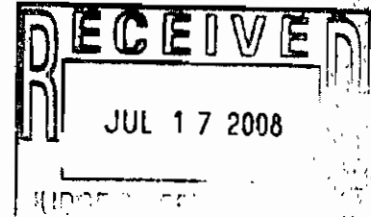
United States Attorney
Southern District of New York

86 Chambers Street, 3rd Floor
New York, New York 10007

July 17, 2008

BY FACSIMILE

The Honorable Robert W. Sweet
United States District Judge
500 Pearl St., Room 1920
New York, NY 10007
Fax: (212) 805-7925



Re: *Erdheim v. Commissioner of Internal Revenue*, 07 Civ. 8415 (RWS)(DFE)

Dear Judge Sweet:

This Office represents the Commissioner of Internal Revenue (the "IRS"), the defendant in the above-referenced civil action. I write to respectfully request an extension of the time for the IRS to respond from July 18, 2008 to September 19, 2008. Mr. Erdheim consents to this request.

The IRS and *pro se* plaintiff, Mr. Michael Erdheim, have continued negotiations of a possible resolution of this action. Presently, it appears that the parties' ability to reach a compromise hinges on two issues. The parties intend to use the additional time to reach a resolution of this matter or, failing that, to agree upon a briefing schedule for litigating Mr. Erdheim's claims.

This is the sixth request for an extension in this action. As no scheduling order has been entered, granting this request for an extension will not have an effect on any other deadline in this action. I thank the Court for its consideration of this request.

S. Erdheim
By: [Signature]
USDC
7.23-08

Respectfully,

MICHAEL J. GARCIA
United States Attorney

By: *[Signature]*
LI YU
Assistant United States Attorney
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cc: Michael Erdheim (By Federal Express)
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